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PTO/SB/05 (03-01)

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UTILITY PATENT APPLICATION TRANSMITTAL (Only for new nonprovisional applications under 37 CFR 1.53(b))		Attorney Docket No		16336.002																																																																															
		First Inventor		VIVIEN W. CHAN																																																																															
		Title		GENE PRODUCTS DIFFERENTIALLY EXPRESSED CANCEROUS COLON CELLS AND THEIR METHODS OF USE																																																																															
		Express Mail Label No.		EL 779 660 531 US																																																																															
APPLICATION ELEMENTS SEE MPEP chapter 600 concerning utility patent application contents.				ADDRESS TO: Assistant Commissioner for Patents Box Patent Application Washington, DC 20231																																																																															
<div><div><div>1. <input type="checkbox"/> Fee Transmittal Form (e.g., PTO/SB/17) <small>(Submit an original and a duplicate for fee processing)</small></div><div>2. <input type="checkbox"/> Applicant claims small entity status See 37 CFR 1.27</div><div>3. <input checked="" type="checkbox"/> Specification [Total Pages <u>393</u>] <small>(preferred arrangement set forth below)</small><ul style="list-style-type: none">-Descriptive title of the invention-Cross Reference to Related Applications-Statement Regarding Fed sponsored R & D-Reference to sequence listing, a table, or a computer program listing appendix-Background of the Invention-Brief Summary of the Invention-Brief Description of the Drawings (if filed)-Detailed Description-Claim(s)-Abstract of the Disclosure</div><div>4. <input type="checkbox"/> Drawing(s) (35 U.S.C. 113) [Total Pages: _____]</div><div>5. Oath or Declaration [Total Pages: _____]<div>a. <input type="checkbox"/> Newly executed (original or copy)</div><div>b. <input type="checkbox"/> Copy from a prior application (37 CFR 1.63 (d)) <small>(for continuation/divisional with Box 18 completed)</small><div>i. <input type="checkbox"/> DELETION OF INVENTOR(S) Signed statement attached deleting inventor(s) Named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b)</div></div></div><div>6. <input checked="" type="checkbox"/> Application Data Sheet See 37 CFR 1.76</div></div><div><div>7. <input type="checkbox"/> CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)</div><div>8. Nucleotide and/or Amino Acid Sequence Submission <small>(if applicable, all necessary)</small><div>a. <input checked="" type="checkbox"/> Computer Readable Form (CRF)</div><div>b. Specification Sequence Listing on<div>i. <input checked="" type="checkbox"/> CD-ROM or CD-R (2 copies), or</div><div>ii. <input type="checkbox"/> paper</div></div><div>c. <input checked="" type="checkbox"/> Statements verifying identity of above copies</div></div></div></div> <tr><td colspan="6">ACCOMPANYING APPLICATION PARTS</td></tr> <tr><td colspan="6"><div>9. <input type="checkbox"/> Assignment Papers (cover sheet & documents(s))</div><div>10. <input type="checkbox"/> 37 CFR 3.73(b) Statement <input type="checkbox"/> Power of Attorney <small>(when there is an assignee)</small></div><div>11. <input type="checkbox"/> English Translation Document (if applicable)</div><div>12. <input type="checkbox"/> Information Disclosure <input type="checkbox"/> Copies of IDS Citations Statement (IDS)/PTO-1449</div><div>13. <input type="checkbox"/> Preliminary Amendment</div><div>14. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) <small>(Should be specifically itemized)</small></div><div>15. <input type="checkbox"/> Certified Copy of Priority Document(s) <small>(if foreign priority is claimed)</small></div><div>16. <input checked="" type="checkbox"/> Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent</div><div>17. <input type="checkbox"/> Other. _____</div></td></tr> <tr><td colspan="6">18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76: <div><input type="checkbox"/> Continuation <input type="checkbox"/> Divisional <input type="checkbox"/> Continuation-in-part (CIP) of prior application No.: _____</div> Prior application information: Examiner: _____ Group Art Unit: _____ For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. 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Francis</td><td colspan="2">Registration No. (Attorney/Agent)</td></tr> <tr><td colspan="2">Signature</td><td colspan="2"></td><td colspan="2">Date</td></tr> <tr><td colspan="2"></td><td colspan="2"></td><td colspan="2">Feb 21, 2002</td></tr>						ACCOMPANYING APPLICATION PARTS						<div>9. <input type="checkbox"/> Assignment Papers (cover sheet & documents(s))</div> <div>10. <input type="checkbox"/> 37 CFR 3.73(b) Statement <input type="checkbox"/> Power of Attorney <small>(when there is an assignee)</small></div> <div>11. <input type="checkbox"/> English Translation Document (if applicable)</div> <div>12. <input type="checkbox"/> Information Disclosure <input type="checkbox"/> Copies of IDS Citations Statement (IDS)/PTO-1449</div> <div>13. <input type="checkbox"/> Preliminary Amendment</div> <div>14. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) <small>(Should be specifically itemized)</small></div> <div>15. <input type="checkbox"/> Certified Copy of Priority Document(s) <small>(if foreign priority is claimed)</small></div> <div>16. <input checked="" type="checkbox"/> Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i). 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CERTIFICATION REGARDING SEQUENCE LISTING

Application Number	Unassigned
Confirmation Number	N/A
Filing Date	Herewith (February 21, 2002)
First Named Inventor	Vivien W. Chan et al.
Examiner	Unassigned
Group Art	Unassigned
Attorney Docket No.	16336.002

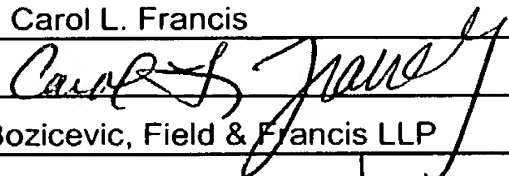
ADDRESS TO: Assistant Commissioner for Patents
Washington, D.C. 20231

As required by 37 § C.F.R. 1.821(f), all information on CD 'Copy 1', 'Copy 2' and 'CRF' is identical. I hereby certify that the enclosed submission includes no new matter. The Sequence Listing was prepared with the software FASTSEQ, and conforms to the Patent Office guidelines.

Applicant respectfully submits that the subject application is in adherence to 37 CFR §§ 1.821-1.825.

The Commissioner is hereby authorized to charge any underpayment of fees associated with this communication, including any necessary fees for extensions of time, or credit any overpayment to Deposit Account No. 50-0815, order number 16336.002.

The Commissioner is authorized to charge any fees which may be required, or credit any overpayment to Deposit Account 50-0815, Order No. 16336.002. If additional fees are required, including extensions of time, please consider this a petition therefore.

Name (Print/Type)	Carol L. Francis	Registration No.	36,513
Signature		Date	02-21-2002
Firm Name	Bozicevic, Field & Francis LLP	Address	200 Middlefield Road, Suite 200
City	Menlo Park	State	California
		zip	94025
Telephone - Direct Dial	650-833-7713	Facsimile	650-327-3231

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NONPUBLICATION REQUEST UNDER 35 U.S.C. 122(b)(2)(B)(i)	First Named Inventor	Vivien W. Chan
	Atty Docket Number	16336.002
	Title:	<i>"GENE PRODUCTS DIFFERENTIALLY EXPRESSED IN CANCEROUS COLON CELLS AND THEIR METHODS OF USE"</i>

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

February 21, 2002
Date

Carol L. Francis
Signature

Carol L. Francis
Typed or Printed Name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**